

**SUPREME COURT MINUTES  
WEDNESDAY, MONDAY, MARCH 29, 2006  
SAN FRANCISCO, CALIFORNIA**

**AMENDED**

**S140413**            C045348 Third Appellate District            **PEOPLE v. MILES**  
Petition for review granted.  
Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S140547**            A104828 First Appellate District, Div. 5            **ENVIRONMENTAL PROTECTION  
INFORMATION CENTER v.  
DEPARTMENT OF FORESTRY & FIRE            PROTECTION**  
Petition for review granted.  
Application to appear as counsel pro hac vice granted.  
Votes: George, C.J., Kennard, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S141282**            B180315 Second Appellate District, Div. 5            **PEOPLE v. DELGADO**  
Petition for review granted.  
Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S135819**            C050115 Third Appellate District            **INDEPENDENT ENERGY PRODUCERS  
ASSOCIATION v. MCPHERSON**  
Supplemental briefing ordered. The parties are invited to file supplemental briefing addressing the question whether, and, if so, under what circumstances, the kind of initiative challenge that is at issue in this case should be resolved prior to, rather than after, an election. The parties may file simultaneous supplemental letter briefs on this issue on or before April 10, 2006, and may file simultaneous reply briefs on or before April 17, 2006.

**S140565**            A101086 First Appellate District, Div. 2            **PEOPLE v. ALLEN**  
Petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in People v. Johnson, S127602 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.  
Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S133438****COLEMAN (CALVIN) ON H.C.**

OSC issued, returnable in Superior Court (Atkins claim)

The Director of the Department of Corrections and Rehabilitation is ordered to show cause in the Sonoma County Superior Court, when the matter is placed on calendar, why petitioner's death sentence should not be vacated and petitioner sentenced to life imprisonment without the possibility of parole on the ground that he is mentally retarded within the meaning of *Atkins v. Virginia* (2002) 536 U.S. 304, as alleged in the petition for writ of habeas corpus filed April 28, 2005. (See *In re Hawthorne* (2005) 35 Cal.4th 40.) The return is to be filed on or before April 28, 2006.

Petitioner's claim that he suffers from mental illnesses and impairments that have an equivalent impact to mental retardation is denied on the merits.

Respondent's "Motion for an Order Authorizing a State-designated Mental Health Expert to Have Access to Petitioner and to Have Access to Petitioner's Juvenile and Correctional Records, for the Purpose of Evaluating Whether Petitioner is Mentally Retarded," filed on September 13, 2005, is denied without prejudice to its renewal in the superior court.

(votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno and Corrigan, J.J.)

**S140474**

A097996 First Appellate District, Div. 4

**PEOPLE v. RIDER**

Petition for review granted. The matter is transferred to the Court of Appeal, First Appellate District, Division Four, with directions to vacate its opinion and issue a decision that considers whether the opinion after remand was issued by a properly constituted panel (Cal. Const. art. VI, § 3).

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S141484**

D047857 Fourth Appellate District, Div. 1

**OAKS MANAGEMENT CORP. v. S.C.  
(Ayyad)**

Petition for review granted. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its order denying mandate and to issue an order directing respondent Superior Court for the County of San Diego to show cause why the relief sought in the petition should not be granted.

Votes: George, C.J., Kennard, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S128826**A098818/A098607 First Appellate District, Div. 5**GRAHN v. EXXON MOBIL  
CORPORATION**

The above-entitled matter is transferred to the Court of Appeal, First Appellate District, Division Five, with directions to vacate its decision and to reconsider the cause in light of *Kinsman v. Unocal Corp* (2005) 37 Cal.4th 659. (Cal. Rules of Court, rule 29.3(d).)

Chin, J., was recused and did not participate.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Moreno, and Corrigan, JJ.

**S139896**

C050862 Third Appellate District

**GRISIO (JAMES) ON H.C.**

Petition for review denied.

Kennard, Werdegarr, and Moreno, JJ., are of the opinion the petition should be granted.

**S140411**            B161305 Second Appellate District, Div. 1    **DISCOVER BANK v. S.C. (BOEHR)**  
Petition for review & depublication request denied.

**S140556**            B181228 Second Appellate District, Div. 2    **PEOPLE v. NEWMAN**  
Petition for review denied.

**S140573**            D046202 Fourth Appellate District, Div. 1    **PEOPLE v. KING**  
Petition for review denied.

**S140576**            H026515 Sixth Appellate District            **PEOPLE v. VIRAY**  
Petitions for review & depublication request denied.

**S140616**            E039564 Fourth Appellate District, Div. 2    **OCAMPO v. S.C. (PEOPLE)**  
Petition for review denied.

**S140618**            C051639 Third Appellate District            **CHRISMAN (ROBERT) ON H.C.**  
Petition for review denied.

**S140619**            A107676 First Appellate District, Div. 5    **PEOPLE v. HEATH**  
Petition for review denied.

**S140629**            F045977 Fifth Appellate District            **PEOPLE v. JACKSON**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S140670**            F047924 Fifth Appellate District            **C. (MICHAEL), IN RE**  
Petition for review denied.

**S140674**            A105680 First Appellate District, Div. 1    **PEOPLE v. TURNER**  
Petition for review denied.

**S140693**            C047560 Third Appellate District            **PEOPLE v. JOHNSON**  
Petition for review denied.

**S140696**            G035456 Fourth Appellate District, Div. 3    **MOON v. S.C. (PEOPLE)**  
Petition for review denied.

**S140699**            B182765 Second Appellate District, Div. 5    **PEOPLE v. BRYAN**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S140727**      E037226 Fourth Appellate District, Div. 2      **PEOPLE v. HODGE**  
Petition for review denied.

**S140754**      A112526 First Appellate District, Div. 3      **JOHNSON (THOMAS) ON H.C.**  
Petition for review denied.

**S140796**      B175004 Second Appellate District, Div. 2      **CHERNAVSKY v. MORRIS, ET AL.**  
Petition for review denied.

**S140801**      B182438 Second Appellate District, Div. 5      **SCHULTZ v. FULTON ASSOCIATES**  
Petition for review denied.

**S140866**      H027781 Sixth Appellate District      **PEOPLE v. KENT**  
Petition for review denied.

**S140898**      B183768 Second Appellate District, Div. 4      **NEW YORK TIMES CO. v. S.C. (WALL STREET NETWORK)**  
Petition for review denied.

**S140901**      G034153 Fourth Appellate District, Div. 3      **PEOPLE v. ELTAWIL**  
Petition for review denied.

**S140908**      C047704 Third Appellate District      **PEOPLE v. PARMER**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S141043**      B180261 Second Appellate District, Div. 2      **PEOPLE v. DUNN**  
Petition for review denied.

**S141053**      F049042 Fifth Appellate District      **JHANJAR (RAJINDER) ON H.C.**  
Petition for review denied.  
Baxter, J., was recused and did not participate.

**S141054**      A108663 First Appellate District, Div. 2      **C. (MARCUS), IN RE**  
Petition for review denied.

**S141071** F047719 Fifth Appellate District  
Petition for review denied.

**PEOPLE v. ORTEGA**

**S141095** F049614 Fifth Appellate District  
Petition for review denied.

**KITCHENS (WILLIAM JACKSON) ON  
H.C.**

**S141130** C047551 Third Appellate District  
Petition for review denied.

**PEOPLE v. LINCOLN**

**S141133** H029341 Sixth Appellate District  
Petition for review denied.

**DOLIVIERA (ROBERT) ON H.C.**

**S141135** A109209 First Appellate District, Div. 3  
Petition for review denied.  
Corrigan, J., was recused and did not participate.

**CALIFORNIA HIGHWAY PATROL v. S.C.  
(ALLENDE)**

**S141138** C049197 Third Appellate District  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. DOUGHTIE**

**S141139** B181662 Second Appellate District, Div. 7

**PEOPLE v. AMAYA**

Petition for review denied

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S141185** B176953 Second Appellate District, Div. 5

**COLGAN v. LEATHERMAN TOOL  
GROUP**

Petition for review denied.

**S141218** A109778 First Appellate District, Div. 2  
Petition for review denied.

**RALLHAUSEN v. MOUSTIRATS**

**S141219** F046921 Fifth Appellate District  
Petition for review denied.

**PEOPLE v. CARTWRIGHT**

**S141223** B179874 Second Appellate District, Div. 7  
Petition for review denied.

**PEOPLE v. LOPEZ**

**S141224** F046240 Fifth Appellate District  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. MORECRAFT**

**S141225** B176310 Second Appellate District, Div. 4  
Petition for review denied.

**PEOPLE v. HEARON**

**S141229**  
Petition for writ of mandate/prohibition & stay denied

**GIVENS v. CA 1/2 (PEOPLE)**

**S141230** F048985 Fifth Appellate District  
Petition for review and application for stay denied  
Baxter, J., was recused and did not participate.

**DELATORRE v. S.C. (PEOPLE)**

**S141233** A109854 First Appellate District, Div. 2  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. MAGANA**

**S141244** B176979 Second Appellate District, Div. 4  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. RAY**

**S141249** B181538 Second Appellate District, Div. 5  
Petition for review denied.

**PEOPLE v. POKRAS**

- S141250**      C048313 Third Appellate District      **PEOPLE v. QUESADA**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
- S141253**      F047618 Fifth Appellate District      **PEOPLE v. LOGSDON**  
Petition for review denied.  
Baxter, J., was recused and did not participate.
- S141256**      A110095 First Appellate District, Div. 4      **PEOPLE v. SCHWALBE**  
Petition for review denied.
- S141258**      F048423 Fifth Appellate District      **M. (E.), IN RE**  
Petition for review denied.
- S141260**      B188744 Second Appellate District, Div. 5      **GADLIN v. S.C. (PEOPLE)**  
Petition for review denied.
- S141273**      C048487 Third Appellate District      **PEOPLE v. PAYTON**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.
- S141275**      A107667 First Appellate District, Div. 2      **PEOPLE v. BULLOCK**  
Petition for review denied.
- S141284**      D045084 Fourth Appellate District, Div. 1      **LOWE v. LINCOLN**  
Petition for review denied.
- S141291**      A109666 First Appellate District, Div. 1      **PEOPLE v. STRONG**  
Petition for review denied.
- S141294**      F047226 Fifth Appellate District      **PEOPLE v. GONZALEZ**  
Petition for review denied.
- S141299**      F049075 Fifth Appellate District      **BERNARD v. S.C. (PEOPLE)**  
Petition for review and application for stay denied.  
Baxter, J., was recused and did not participate.
- S141304**      B179897 Second Appellate District, Div. 7      **PEOPLE v. WILLIAMS**

Petition for review denied.

**S141306** F046266 Fifth Appellate District  
Petition for review denied.

**PEOPLE v. WHITE**

**S141309** F046666 Fifth Appellate District  
Petition for review denied.  
Baxter, J., was recused and did not participate.

**PEOPLE v. BROWN**

**S141310** B184116 Second Appellate District, Div. 7  
Petition for review denied.

**PEOPLE v. LACEY**

**S141314** B181045 Second Appellate District, Div. 6  
Petition for review denied.

**PEOPLE v. BROOKS**

**S141316** C049842 Third Appellate District  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. BALLINGER**

**S141318** D046680 Fourth Appellate District, Div. 1  
Petition for review denied.

**R. (DUSTIN), IN RE**

**S141326** F049725 Fifth Appellate District  
Petition for review denied.

**REYNOLDS v. S.C. (PEOPLE)**

**S141327** F045974 Fifth Appellate District  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**PEOPLE v. BENITEZ**

**S141332** F048039 Fifth Appellate District  
Petition for review denied.

**PEOPLE v. NARBAIZ**

**S141339** B176158 Second Appellate District, Div. 6  
Petition for review denied.

**PEOPLE v. TO**



**S141341** B181559 Second Appellate District, Div. 5 **PEOPLE v. WARMSLEY**  
Petition for review denied.

**S141344** H022141/H022935 Sixth Appellate District **MELCHER, MARRIAGE OF**  
Petition for review denied.

**S141365** G034099 Fourth Appellate District, Div. 3 **PEOPLE v. HERNANDEZ**  
Petition for review denied.

**S141373** E037474 Fourth Appellate District, Div. 2 **PEOPLE v. TRUJILLO**  
Petition for review denied.

**S141389** B178605 Second Appellate District, Div. 6 **SINGH v. BAINS**  
Petition for review denied.

**S141392** C048029 Third Appellate District **PEOPLE v. MCCANN**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

**S141399** D045863 Fourth Appellate District, Div. 1 **PEOPLE v. WILSON**  
Petition for review denied.

**S141412** E036630 Fourth Appellate District, Div. 2 **PEOPLE v. ROBINSON**  
Petition for review denied.

**S141418** B178611 Second Appellate District, Div. 6 **VANDERVEEN v. ARROYO GRANDE,  
CITY OF ARROYO GRANDE**  
Petition for review denied.

**S141432** B179507 Second Appellate District, Div. 6 **PEOPLE v. CORDOVA**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Cage*, S127344.

**S141446** A101176/A107422 First Appellate District, Div. 2 **PEOPLE v. GIVENS**  
Petitions for review denied.

**S141448** F047010 First Appellate District, Div. 1 **PEOPLE v. BURTS**

Petition for review denied.

**S141550** C051830 Third Appellate District  
Petition for review denied.

**PHILLIPS v. S.C. (PEOPLE)**

**S141909** C052054 Third Appellate District  
Petition for review and application for stay denied.

**PRESTON v. S.C. (KAUR)**

**S126130**  
Petition for writ of habeas corpus denied.

**SCOTT (LARRY) ON H.C.**

**S132514**  
Petition for writ of habeas corpus denied.

**KENNEDY (ROBERT S.) ON H.C.**

**S132700**  
Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Dexter* (1979) 25 Cal.3d 921; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**JOHNSON (DAVID) ON H.C.**

**S132886**  
Petition for writ of habeas corpus denied.  
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**BRADFORD (RAYMOND A.) ON H.C.**

**S132930**  
Petition for writ of habeas corpus denied.

**JUAREZ (RENE FRANCISCO) ON H.C.**

**S133001**  
Petition for writ of habeas corpus denied.

**RIVERA (WILFREDO H.) ON H.C.**

**S133060**  
Petition for writ of habeas corpus denied.

**LEE (WILLIAM) ON H.C.**

**S133062**  
Petition for writ of habeas corpus denied.

**CARO (JOSE GUADALUPE) ON H.C.**

**S133063**

Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**BOLDEN (CHARLES E.) ON H.C.****S133073**

Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

**ALKEBU-LAN (SHAI) ON H.C.****S133085**

Petition for writ of habeas corpus denied.

**HUBBARD (THOMAS) ON H.C.****S133093**

Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lindley* (1947) 29 Cal.2d 709; *In re Seaton* (2004) 34 Cal.4th 193; *In re Dixon* (1953) 41 Cal.2d 756.)

**GOMAR (JOSE G.) ON H.C.****S133158**

Petition for writ of habeas corpus denied.

**GADLIN (GREGORY) ON H.C.****S133201**

Petition for writ of habeas corpus denied.

**MONGER (STEVEN) ON H.C.****S133221**

Petition for writ of habeas corpus denied.

**MENDEZ (ARTHUR ERICK) ON H.C.****S133226**

Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**GRAVES (PETER) ON H.C.****S133262**

Petition for writ of habeas corpus denied

**BROWN (RICHARD N.) ON H.C.****S133280**

Petition for writ of habeas corpus denied.

**WARREN (CLARENCE) ON H.C.**

**S133299**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)**CARROL (CURTIS) ON H.C.****S133304**

Petition for writ of habeas corpus denied.

**BONILLA (ISAIAH T.) ON H.C.****S133329**

Petition for writ of habeas corpus denied.

**ANDERSON (KELVIN) ON H.C.****S133346**

Petition for writ of habeas corpus denied.

**CLOUD (JERRY) ON H.C.****S133348**

Petition for writ of habeas corpus denied.

**EZELL (LEE) ON H.C.****S133379**

Petition for writ of habeas corpus denied.

**COX (LUTHER) ON H.C.****S133394**

Petition for writ of habeas corpus denied.

**COLEMAN (JEREMY) ON H.C.****S133403**

Petition for writ of habeas corpus denied.

**ROSS (DERRY) ON H.C.****S133433**

Petition for writ of habeas corpus denied.

**PENA (ARACELI) ON H.C.****S133441**

Petition for writ of habeas corpus denied.

**AUBERT (ESSNN) ON H.C.****S133447**

Petition for writ of habeas corpus denied.

**RUIZ (ROBERTO CARLOS) ON H.C.****S133450**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)**GUMS (MARVIN T.) ON H.C.**

**S133452**

Petition for writ of habeas corpus denied.

**FIELD (MICHAEL) ON H.C.****S133457**Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**SANCHEZ (GABRIEL F.) ON H.C.****S133484**

Petition for writ of habeas corpus denied.

**MATTHEWS (JAMES W.) ON H.C.****S133501**

Petition for writ of habeas corpus denied.

**BARRERA (MARIO) ON H.C.****S133504**Petition for writ of habeas corpus denied.  
Corrigan, J., was recused and did not participate.**JONES (MARK ANTHONY) ON H.C.****S133505**

Petition for writ of habeas corpus denied.

**SMITH (JOHN LEE) ON H.C.****S133507**Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Miller* (1941) 17 Cal.2d 734.)**WILLIAMS (HENRY) ON H.C.****S133545**Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**HIGHTOWER (TERRELL) ON H.C.****S133576**Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**PAZ (GRICEL) ON H.C.****S133615**Petition for writ of habeas corpus denied.  
(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th.464, 474.)**RICHARDSON (RUMAN A.) ON H.C.**

**S133623**

Petition for writ of habeas corpus denied.

**CURRY (GERALD J.) ON H.C.**

**S133625**

Petition for writ of habeas corpus denied.  
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**WILSON (LAMAR) ON H.C.**

**S133630**

Petition for writ of habeas corpus denied.

**DELGADO (DAVID) ON H.C.**

**S133653**

Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**PAYNE (DARVON) ON H.C.**

**S133654**

Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**GEORGE (FRANK) ON H.C.**

**S133718**

Petition for writ of habeas corpus denied.

**GEORGIADES (KYRIACOS) ON H.C.**

**S133724**

Petition for writ of habeas corpus denied.

**RIVERA (DAVID) ON H.C.**

**S133734**

Petition for writ of habeas corpus denied.  
(See *In re Waltreus* (1965) 62 Cal.2d 218.)

**CASTRO (DAVID J.) ON H.C.**

**S134154**

Petition for writ of habeas corpus denied.  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**GEORGIADES (KYRIACOS) ON H.C.**

**S134442**

Petition for writ of habeas corpus denied.

**SOLOMON (SHA SHONEE) ON H.C.**

**S134461**

Petition for writ of habeas corpus denied.  
(See *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061.)

**HILT (MICHAEL) ON H.C.**

**S135408****GEZZI (RONALD) ON H.C.**

Petition for writ of habeas corpus denied.  
as successive under *In re Clark* (1993) 5 Cal.4th 750, and on the merits.

**S135454****BACA (LOUIS) ON H.C.**

Petition for writ of habeas corpus denied.  
(See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750, 768; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dannenberg* (2005) 34 Cal.1th 1061, 1084.)  
Corrigan, J., was recused and did not participate.

**S135464****PAZ (GRICEL) ON H.C.**

Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S135487****TIMMONS (RODERICK O.) ON H.C.**

Petition for writ of habeas corpus denied.  
(See *People v. Bradley* (1969) 1 Cal.3d 80, 86; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061.)

**S135491****WEAVER (AARON J.) ON H.C.**

Petition for writ of habeas corpus denied.  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S135492****PATTON (LONNIE) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Dannenberg* (2005) 34 Cal.4th 1061, 1084, 1091, 1094; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 638, 685, 686; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)

**S135495****RAMOS (AVELINO M.) ON H.C.**

Petition for writ of habeas corpus denied.  
(See *In re Dannenberg* (2005) 34 Cal.4th 1061, 1084, 1091; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 685; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)

**S135516****BONTILAO (ARPRUBERTITO B.) ON H.C.**

Petition for writ of habeas corpus denied.  
(See *In re Dannenberg* (2005) 34 Cal.4th 1061, 1071, 1084, 1091; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 685; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)

**S135523****FELDER (SAMUEL LEE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061, 1071, 1084, 1091; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 685; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3).

**S135525****ESPINOZA (MICHAEL LEE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061, 1071, 1084, 1091; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 685; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Seabock* (1983) 140 Cal.App 3d 29; *In re Duarte* (1983) 143 Cal.App.3d 943; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)

**S135558****BATTS (DANNY) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061, 1084, 1091, 1094; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 638, 685, 686; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal 4th 83, 120, fn3).

**S135566****MITCHELL (DEMETRIUS) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061, 1071, 1084, 1091; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 685; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)

**S135570****VELASQUEZ (DAVID) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750, 768; *In re Dannenberg* (2005) 34 Cal.4th 1061, 1084, 1091, 1094; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 638, 685, 686; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)

**S135577****JOHNSON (CHARLES K.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750; *In re Dannenberg* (2005) 34 Cal.4th 1061, 1084, 1091, 1094; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 638, 685, 686; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn.3.)

**S135625****ESCARCEGA (RAUL) ON H.C.**

Petition for writ of habeas corpus denied.

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 658, 682-686; *People v. Bradley* (1969) 1 Cal.3d 80, 86.)

**S135897****WOODS (CORY) ON H.C.**

Petition for writ of habeas corpus denied.

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Rosenkrantz* (2002) 29 Cal.4th 616, 658, 682-686; *In re Dannenberg* (2005) 34 Cal.4th 1061, 1084, 1097.)



**S136038**

Petition for writ of habeas corpus denied.

**HUNTER (WESLEY W.) ON H.C.****S136262**

Petition for writ of habeas corpus denied.

**DORROUGH (MICHAEL R.) ON H.C.****S136755**

Petition for writ of habeas corpus denied.

**WALLACE (TYRONE) ON H.C.****S138114**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**HIGHTOWER (TERRELL G.) ON H.C.****S139275**

Petition for writ of habeas corpus denied.

**TOWNSEND (KENNETH A.) ON H.C.****S140952**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**WALLACE (TYRONE) ON H.C.****S141041**

Petition for writ of habeas corpus denied.

**ENGLAND (RONALD JAMES) ON H.C.****S141083**

Petition for writ of habeas corpus denied.

**THOMPSON (IVAN) ON H.C.****S141085**

Petition for writ of habeas corpus denied.

**JONES (GREGORY A.) ON H.C.****S141166**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *In re In re Dixon* (1953) 41 Cal.2d 756.)**YANKA (RONALD) ON H.C.****S141420**

Petition for writ of habeas corpus denied.

**DORROUGH (MICHAEL R.) ON H.C.****S141443**

Petition for writ of habeas corpus denied.

**HUNTER (JOHN D.) ON H.C.**

**S141472**

Petition for writ of habeas corpus denied.

**ALLEN (DAVID) ON H.C.****S141526**Petition for writ of habeas corpus denied.  
(See *In re Wesley W.* (1981) 125 Cal.App.3d 240, 246.)**WOSLUM (FRANK) ON H.C.****S141537**

Petition for writ of habeas corpus denied.

**MOLINA (ISMAEL) ON H.C.****S141543**

Petition for writ of habeas corpus denied.

**RUDAN (KIRK E.) ON H.C.****S141552**

Petition for writ of habeas corpus denied.

**DIXON (DEMONTE M.) ON H.C.****S141558**

Petition for writ of habeas corpus denied.

**GUTIERREZ (RAYMOND) ON H.C.****S141609**

Petition for writ of habeas corpus denied.

**FOWLER (LEWIS) ON H.C.****S141701**Petition for writ of habeas corpus denied.  
(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**CASILLAS (ERNESTO) ON H.C.****S141758**Petition for writ of habeas corpus denied.  
(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**BRAXTON (PRESTON W.) ON H.C.****S141761**Petition for writ of habeas corpus denied.  
(See *In re Wesley W.* (1981) 125 Cal.App.3d 240, 246; *In re Azurin* (2001) 87 Cal.App.4th 20.)**SANTILLAN (MARIO V.) ON H.C.****S141770**

Petition for writ of habeas corpus denied.

**LOPEZ (JOSE CARLOS) ON H.C.**

**S115824****MILLER (DONALD) ON H.C.**

The above-entitled case having become moot by the filing of a certified copy of the certificate evidencing the death of Donald Miller, respondent's motion to abate is granted, and the petition for writ of habeas corpus is dismissed as moot. (*People v. Dail* (1943) 22 Cal.2d 642.)

**S140165**

A106851 First Appellate District, Div. 1

**ST.JOHN v. CHANNEL LUMBER**

Publication request denied

**S140836**

D045794 Fourth Appellate District, Div. 1

**BRAVO v. NEIMAN MARCUS GROUP**

Publication request denied.

**S140837**

F044529 Fifth Appellate District

**BROWN v. STATE OF CALIFORNIA**

Publication request denied.

Baxter, J., was recused and did not participate.

**S140838**

D046620 Fourth Appellate District, Div. 1

**A. (T.), IN RE**

Publication request denied.

**S141111**

D044916 Fourth Appellate District, Div. 1

**PEOPLE v. GONZALEZ**

Publication request denied.

**S141189** A107763/A107769 First Appellate District, Div. 2**GREYSTONE HOMES, INC. v. CAKE  
(PLEASANT HILL REDEVELOPMENT  
AGENCY)**

Depublication request denied.

**S141525**

G034068 Fourth Appellate District, Div. 3

**PEOPLE v. JONELIS**

Publication request denied.

**S140755**

A111092 First Appellate District, Div. 3

**BENSON (FRANK KENNETH) ON H.C.**

Time extended to grant or deny review to April 28, 2006

**S140868**

B181836 Second Appellate District, Div. 4

**LOPEZ v. U.C. REGENTS**

Time extended to grant or deny review to May 2, 2006.

**S140911** H027693 Sixth Appellate District  
Time extended to grant or deny review to May 5, 2006.

**VARGAS v. CITY OF SALINAS**

**S082828**  
Extension of time granted to May 19, 2006 to file appellant's opening brief.

**PEOPLE v. THOMAS (CORRELL)**

**S129852** B166937 Fifth Appellate District  
Extension of time granted. On application of appellant and good cause appearing, it is ordered that the time to serve and file the appellant's reply brief on the merits simultaneously with the appellant's response to amicus curiae brief of the California Partnership to End Domestic Violence is hereby extended to April 12, 2006.

**PEOPLE v. GILES**

**S133805** A104689 First Appellate District, Div. 2  
Extension of time granted to April 20, 2006 for resp to file a consolidated answer to the amicus briefs previously filed.

**TAUS v. LOFTUS**

**S134920** B173649 Second Appellate District, Div. 1  
Extension of time granted. Appellant's time to serve and file the response to amicus curiae brief of California State Board of Equalization is extended to April 26, 2006.

**AUERBACH v. ASSESSMENT APPEALS BOARD**

**S122953** A096451 First Appellate District, Div. 2  
Petitioner's Motion to Strike Answering Brief in Part, filed October 25, 2004, is denied.

**BARRETT v. ROSENTHAL**

**S140451** C047025 Third Appellate District  
The order filed on March 1, 2006, denying the petitions for review is amended to read in its entirety; "Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law".

**PEOPLE v. DYER**

**S038073**  
150th day statement.

**PEOPLE v. MANRIQUEZ**

**S041630**  
150th day statement.

**PEOPLE v. JABONSKI**

